

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	CRIMINAL NO. 15-4268 JB
	)	
vs.	)	
	)	
JERRY MONTOYA, a.k.a. "Boxer,"	)	
MARIO RODRIGUEZ, a.k.a. "Blue,"	)	
TIMOTHY MARTINEZ, a.k.a. "Red,"	)	
ANTHONY RAY BACA, a.k.a. "Pup,"	)	
MAURICIO VARELA, a.k.a. "Archie,"	)	
a.k.a. "Hog Nuts,"	)	
DANIEL SANCHEZ, a.k.a. "Dan Dan,"	)	
CARLOS HERRERA, a.k.a. "Lazy," and	)	
RUDY PEREZ, a.k.a. "Ru Dog,"	)	
	)	
Defendants.	)	

**UNITED STATES' UNOPPOSED MOTION FOR EXTENSION OF TIME TO  
RESPOND TO DEFENDANTS' JOINT MOTION TO SEVER DEFENDANTS  
CHARGED WITH OFFENSES IN COUNTS 6 AND 7 [DOC. 807]**

The United States of America moves this Court under D.N.M.LR-Cr. 47.8(a) for an extension of time in which to file its response to Defendants' Joint Motion to Sever Defendants Charged with Offenses in Counts 6 and 7 [Doc. 807].

1. On December 23, 2016, Defendants filed their Motion.
2. United States' response is due January 6, 2017.
3. Additional time is needed to complete the United States' response.

The United States, under D.N.M.LR-Cr. 47.1, sought the position of counsel for Defendants who joined in the motion. Counsel for Defendants who joined in the motion do not oppose this motion.<sup>1</sup>

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<sup>1</sup> The United States sent an email asking all other counsel to respond with opposition by 1 p.m., January 6, 2017.

**WHEREFORE**, the United States respectfully requests that this Court grant the United States an extension of time in which to file its response to Defendants' Joint Motion to Sever Defendants Charged with Offenses in Counts 6 and 7 [Doc. 807], until **January 20, 2017**.

Respectfully Submitted,

DAMON P. MARTINEZ  
United States Attorney

**Electronically filed on 1/6/17**  
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I HEREBY CERTIFY that I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send electronic notification to defense counsel of record on this date.

/s/\_\_\_\_\_  
RANDY M. CASTELLANO  
Assistant United States Attorney

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No counsel responded in opposition.